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For Incorporating the Trustees named in the Settlement and Will of Christopher Tancred Esquire, deceas'd, and to enable them to take the Estate late of the said Christopher Tancred, to them and their Successors in Perpetuity for the Charitable Uses in such Settlement and Will, and for the better Management of the Charity.



Whereas by a Settlement or Indentures of Lease and Release, bearing Date respectively the First and Second Days of June, One Thousand Seven Hundred and Twenty One, and made or mentioned to be made between Christopher Tancred of Whixley in the County of York, Esquire, of the One Part; and the Reverend Josias Cocksbut, Thomas Cartwright, and Benjamin Dowse, Clerks, Fellows of Christ-College in Cambridge, of the Other Part; the said Christopher Tancred for and in Consideration of the Natural Love and Affection which he bore to his Manor House of Whixley, (the Place of his own Birth, and Seat of himself and Family for a long Series of Time) and being desirous that his Estate there, so Compact in its Situation, and so Commodious by the Improvements made at the Expence and Industry of himself and Ancestors, should never be dismembred by a Distribution amongst Heirs Females; but that the same should be enjoyed by the Heirs Male of his own Body, as long as any such should be, by which the said Estate would be kept entire both in his Name and Blood, and upon Failure of such Issue Male, should be vested in the Trustees therein after named, and their Successors for ever, to preserve the Payment of the several yearly Sums for ever, thereby

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granted and limited for the Education of a certain Number of Persons in such Professions as might not only advance their Fortunes, but render them useful Members of the Community, and for the Maintenance of the like Number of indigent Persons, who by their Virtuous Actions should be esteemed Worthy to partake of such a Charity, and in Consideration of Ten Shillings therein mentioned, to be paid to him by the said *Josias Cocksbur*, *Thomas Cartwright*, and *Benjamin Dowse*, did grant, release and convey to them the said *Josias Cocksbur*, *Thomas Cartwright*, and *Benjamin Dowse* and their Heirs: All the Manor and Manor House of *Whixley*, together with the Rectory of *Whixley* in the said County of *York*; the said Rectory consisting of all Tythes arising and growing due within the Township of *Whixley* aforesaid, and *Green Hamerton*, and the several Hamlets of *Little Cattall*, *Gellestrop* and *Gatehill*, in the County aforesaid; and the perpetual Advowson and Right of Patronage of the said Parish Church, together with the several Messuages, Lands, Tenements and Hereditaments in *Whixley* aforesaid, therein after-mentioned, viz. All that Parcel of Meadow or Pasture Ground, as it was then inclosed with a Pale called the *Park or Paddock*, *West Garth*, *Ware Close*, *Parsonage*, *Anams*, *Norbarrowfield*, *Norbarrow-Close*, the *Ox Closes*, *Deep-Dales*, and *Barston Park*; all which Lands and Hereditaments are reputed and known by the Name of the *Demesne Lands* of the Manor of *Whixley* aforesaid: And also all those Messuages or Tenements with their Appurtenances in *Whixley* aforesaid, then or lately in the several Tenures or Occupations of *Margaret Dawson* Widow, *Thomas Edon*, *William Wallis*, *Roger Dawson*, *James Styant*, *Elizabeth Binks* Widow, *James Winterburne*, *Mary Crowthers* Widow, *Lawrence Summerton*, *Richard Wrightson*, *Richard Cass*, *Lawrence Daniel*, *William Manners*, *George Othroer*, *Richard Dickinson*, *Richard Kettlewell* junior, *Marmaduke Gill*, *Edmund Broton*, *Thomas Dawson*, Weaver, *Edward Thourley*, *William Webster*, *William Cass*, *John Kilbank*, *Thomas Dawson* senior, *Frances Chapman* Widow, *Sarah Spence* Widow, *George Hawkes*, *William Binks*, *Elizabeth Storey* Widow, *Christopher Greggs*, *John Webster*, *Robert Dawson*, *Catherine Porter* Widow, *John Ward*, *Richard Sturdy*, or their Assigns; and all and singular the Messuages, Lands, Tenements, and Hereditaments of him the said *Christopher Tancred*, situate and being within the Township and Jurisdiction of *Whixley* aforesaid, in the said County of *York*: And the Reversion and Reversions, Remainder and Remainders, of all and singular the said Premises, or any Part thereof; and also all Houses, Edifices, Buildings, Barns, Stables, Yards, Orchards, Gardens, Backsides, Lands, Tenements, Woods, Underwoods, Trees, Ways, Waters, Water-Courses Commons, Common of Pasture, and Turbary, Courts Baron, Courts Leet, View of Frankpledge, Perquisites and Profits of Courts and Leets, Heriots, Fines, Amercements, Goods and Chattels of Felons and Fugitives, of Persons Attainted, Out-lawed, and put in Exigent, and of Felons de se, Deodands, Waifs, Estrays, Treasure Trove; and all other Royalties, Franchises, Rights and Appurtenances whatsoever to the said Manor, Rectory, Advowson, Messuages, Lands, Tenements, and Hereditaments belonging or appertaining

appertaining, or of any Part or Parcel thereof, To HOLD unto the said *Josias Cockshut*, *Thomas Cartwright*, and *Benjamin Dowse*, their Heirs and Assigns, to the Uses and for the Purposes therein mentioned (that is to say) to the Use of the said *Christopher Tancred*, for his Life, and immediately after his Death, to the Use of the first and every other Son of his Body, lawfully begotten, successively, and the Heirs Male of their respective Bodies; and in Default of such Issue, to the Use of the Master of *Christ* College in *Cambridge*, the Master of *Gonville*, and *Caius*-College in *Cambridge*, the President of the College of Physicians, *London*; the Treasurer of the Society of *Lincoln's-Inn*, *London*; the Master of the *Charter-House* or *Sutton's-Hospital*, *London*; the Governor of the Royal Hospital of *Chelsea*, in the County of *Middlesex*; and the Governor of the Royal Hospital of *Greenwich*, in the County of *Kent*, and their Successors to the said Places for ever, upon Trust and Confidence, that they should out of the yearly Rents and Profits of the said Manor and Hereditaments, pay or cause to be paid yearly for ever, by equal Payments half yearly, viz. At the Feasts of *Pentecost* and *Saint Martin* the Bishop in Winter, Fifty Pounds a Piece to Twelve young Persons of Sixteen Years of Age or more, when admitted to the said Charity (Natives of *Great Britain*, of the Religion of the Church of *England*, and of such low Abilities, as not to be capable of obtaining the Education directed by the said Settlement, without the Assistance of such a Charity as is thereby given) Four of which said Twelve Persons should be Educated in the Study of Divinity at *Christ* College in *Cambridge*, and Four other of them in the Study of Physic at *Gonville* and *Caius*-College in *Cambridge*, and Four other of them in the Study of the Common Law at *Lincoln's-Inn*, *London*, which said Sums of Fifty Pounds yearly a Piece, should be paid to the said Twelve Persons, till they should have taken their respective Degrees of Bachelor of Arts, Bachelor of Physic, and Barrister of Common Law; and also Three Years after they should have taken such Degrees as aforesaid, and no longer: And that the said Twelve Persons should be ever stiled *Tancred's* Students: And the First Election of the said Twelve Persons, and as often as any Vacancy or Vacancies should happen in the aforesaid Number should be made by the Trustees aforesaid, and their Successors, to the said Places for ever, or the major Part of them within Twenty-eight Days after the said Charity should take Effect, or that the whole Number or any Part of the said Students should afterwards become vacant; and which said Trustees and their Successors should assemble in the Common Dining-Hall in *Lincoln's-Inn* for that Purpose, and cause each respective Election of any of the said Twelve Students to be registered in a Book to be kept amongst the Records of the said Society: And upon this further Trust and Confidence also, that the said Master of *Christ* College, the said Master of *Gonville* and *Caius* College, the said President of the College of Physicians, the said Treasurer of the Society of *Lincoln's-Inn*, the said Master of the *Charter-House* or *Sutton's-Hospital*, the said Governor of the Royal Hospital of *Chelsea*, and the said Governor of the Royal Hospital of *Greenwich* and their Successors as aforesaid, should
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out of the Yearly Rents and Profits of the said Manor and Hereditaments pay or cause to be paid yearly for ever by equal Payments, Half Yearly, at the said Two Feasts above-mentioned, Twenty Pounds a Piece to Twelve decayed and necessitated Gentlemen, Clergymen, Commission Land Officers, or Sea Officers of Fifty Years of Age or more when admitted to the said Charity. (Natives of *Great Britain*, and of the Religion of the Church of *England*) which said Twelve Persons should for ever reside in *Whixley* Manor House, in the Method therein mentioned, viz. The said Trustees and their Successors as aforesaid, should from time to time, hire a Cook to reside in the said Manor House of *Whixley*, and should allow to such Cook a yearly Sum not exceeding Eight Pounds for the Board of each of the said Twelve Persons, and should pay and allow a yearly Sum not exceeding Three Pounds a Piece to Three Maid Servants, who should attend upon the said Twelve Persons in the said Manor House; and which said yearly Sums for Board and Servants should be deducted equally out of their respective Sums of Twenty Pounds a Year: And that such of the said Twelve Persons as should refuse to reside in the said Manor House of *Whixley*, should be incapable of receiving the said Charity, and another Person or Persons should be chosen in the Room of such as should refuse: And that the said Manor House immediately after the said Charity should take Effect should be ever styled *TANCRED'S HOSPITAL*, and the said Twelve Persons *TANCRED'S PENSIONERS*; and that the First Election of the said Twelve Pensioners, and as often as any Vacancy or Vacancies should happen in the aforesaid Number should be made by the Trustees aforesaid and their Successors to the said Places for ever, or the major Part of them within Twenty-eight Days after the said Charity should take Effect, or that the whole Number or any Part of the said Pensioners should afterwards become vacant; and that the said Trustees and their Successors should assemble in the Common Dining-Hall of *Lincoln's Inn* for that Purpose; and cause each respective Election of any of the said Twelve Pensioners to be registered in the same Book with the said Twelve Students, as therein before declared: And upon this further Trust and Confidence, that the said Trustees and their Successors as aforesaid should out of the yearly Rents and Profits of the said Manor and Hereditaments, pay or cause to be paid by equal Payments, Half yearly, at the said Two Feasts Ten Pounds yearly for ever to the Master, and Five Pounds yearly for ever to each of the Thirteen Fellows of *Christ-College* in *Cambridge* upon the Foundations of *Margaret* Countess of *Richmond* and King *Edward* the Vith, as a perpetual Augmentation to the respective Mastership and Fellowships of the said College: And upon this further Trust and Confidence also, that the said Trustees and their Successors as aforesaid should yearly appoint one of the Four Students in Divinity at *Christ-College* in *Cambridge*, one other of the Four Students in Physic at *Gonville* and *Caius* College in *Cambridge*, and one other of the Four Students in the Common Law at *Lincoln's-Inn*, *London* upon the Anniversary of the Death of the said *Christopher Tancred* to make Speeches in

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Latin in the public Halls of the said Two Colleges, and in the Hall of *Lincoln's-Inn* aforesaid, in perpetual Remembrance of the said Charity: And upon this further Trust and Confidence also, that the said Trustees and their Successors as aforesaid, shall out of the yearly Rents and Profits of the said Manor and Hereditaments, pay or cause to be paid yearly for ever, by equal Payments, half-yearly, at the Two Feasts aforesaid-mentioned, Ten Pounds to the Curate of the Parish of *Whixley* aforesaid; for which said yearly Salary of Ten Pounds the said Curate should every Morning and Evening, at Six of the Clock, read Prayers to the said Twelve Pensioners in the Chapel in *Whixley* Manor House aforesaid; and should also yearly preach a Sermon in the said Chapel on the Anniversary of the Death of the said *Christopher Tancred*, in perpetual Remembrance of the said Charity: And upon this further Trust and Confidence, that the said Trustees and their Successors as aforesaid, or the major Part of them, should from time to time nominate and appoint a fit Person to collect the Whole of the yearly Rents and Profits of the said Manor and Hereditaments, and discharge all the yearly Payments therein-mentioned, free from all Deductions whatsoever: And that the said Person should give sufficient Security to the said Trustees for his true accounting for all the Rents and Profits aforesaid, and paying the same as therein limited, and should have a yearly Salary of Ten Pounds: And that if any Surplus of the said Rents, by reason of Improvements or otherwise, should remain after all the said Payments were fully discharged, the same should be equally divided amongst the said Students and Pensioners: And upon this further Trust and Confidence, that the said Trustees and their Successors as aforesaid, should out of the yearly Rents and Profits of the said Manor and Hereditaments for ever maintain and keep in good Repair the Manor House of *Whixley* aforesaid, and all the Out-Buildings to the same belonging; and that none of the aforesaid Buildings should be pulled down or in any respect altered, or any new Buildings erected: And that the Park or Paddock of *Whixley* should for ever be upheld and a Stock of Forty Fallow Deer kept therein.

And whereas the said *Christopher Tancred* made his Last Will and Testament in Writing, bearing Date the Twentieth Day of May, One Thousand Seven Hundred Forty-six, and after reciting or taking Notice of the said Indentures of Lease and Release, hereinbefore-mentioned and referred to, he thereby gave and devised all his Lands and Hereditaments of what Nature or Kind soever situate in *Green Hamerton*, *Mynskip* and *Aldborough* in the County of *York*, or elsewhere in the Kingdom of *Great Britain* (except a Freehold Messuage or Tenement situate in *Newmarket* in the County of *Cambridge*, therein by him devised to other Uses) to the said Trustees therein before-mentioned, to be vested with the Trust of the said Manor and Rectory of *Whixley*, and the Premises comprized in the said recited Settlement, and to their Successors for ever, who should yearly pay or cause to be paid all the yearly Profits of the said Lands and Hereditaments, therein by him devised above Taxes and other

necessary Out-goings) in equal Proportions to the said Twelve Students, to be educated as aforesaid, and to the said Twelve Pensioners who were to live in his Mansion Seat at *Whixley*, desiring that the said Trustees and their Successors for ever would uphold the Stone Wall which he had finished round his Park at *Whixley*, and for ever keep a Stock of Forty Fallow Deer therein, according to the Limitations of the said Settlement: And that the Lands and Hereditaments therein devised should be chargeable with such Annuities or yearly Sums as should by his said Will be charged thereon; And he gave and bequeathed all the Furniture belonging to his Mansion Seat at *Whixley*, (except such Part thereof as is therein bequeathed to his Executrix to have the Use thereof during her Life only) to the Master of *Christ-College* and the other Trustees therein named, in Trust that the said Trustees should cause the said Furniture to remain in the said Mansion House, and be applied to the sole Use of the said Twelve Pensioners, who should reside in the same; and that such Parts should be allotted to each Pensioner as to the said Trustees should be thought expedient: And he willed and declared, that if the late Act of Parliament for preventing the Disposition of Lands, whereby the same became unalienable, should any way impede the Lands and Hereditaments thereby devised to the said Twelve Students and Twelve Pensioners from taking Effect: Then and in such Case he devised and gave all and singular the said Lands and Hereditaments, not limited by the said Settlement, to the said Thirteen Fellows of *Christ-College* in *Cambridge*, and to the Fellows of *Gonville and Caius College* in *Cambridge*, and to the Scholars of both the said Colleges, each Fellow to have a double Proportion yearly of the said Rents and Profits to every Scholar of each of the said Two Colleges: And he gave and devised to the Master and Fellows of *Christ-College* aforesaid, all that Freehold Messuage or Tenement situate in *Newmarket* in the County of *Cambridge*, bought of *John Riccard*, Yeoman; in Trust, that they and their Successors should apply the yearly Profits of the same for ever as an Exhibition for some young Student in the said College, whilst he should continue an Under-Graduate in the same: And his Will was, that if there should be any Student in the said College born in *Newmarket* aforesaid, then he to have the Preference the first Time, and so from time to time as often as such Exhibition should happen to be vacant; and if none born in *Newmarket* aforesaid, then one born in the County of *Cambridge* to have the next Preference; but in Default of both, to such Person from time to time as by the said Master and Fellows should be thought expedient. And he gave and devised to *Mrs. Elizabeth Tottingham*, Widow, his Housekeeper, an Annuity or yearly Sum of Sixty Pounds, Tax-free, to be paid to her and her Assigns by the said Master of *Christ-College*, and the said other Trustees and their Successors during her Life, at the Feasts of *Pentecost* and *St. Martin* the Bishop in Winter in every Year by equal Portions; and he charged all his Lands and Hereditaments in *Green Hamerton*, *Mynskip* and *Aldbrough* aforesaid with the Payment thereof; and he made the said *Elizabeth Tottingham* sole Executrix and Residuary Legatee

Legatee of his said Will : But in Case she should die before the said Testator, and in Default of his making any new Appointment, then he appointed the Master of *Christ-College* for the time being his Executor, and the said Master and Thirteen Fellows in being at the Time of the said Testator's Death Residuary Legatees.

And whereas the said *Christopher Tancred* died on or about the Twenty-first Day of *August*, 1754, without Issue of his Body, leaving his Five Sisters *Catherine Tancred*, *Dorothy Lambert*, *Ann Tancred*, *Elizabeth Dobson* and *Ursula Tancred* his Heirs at Law

And whereas the said *Elizabeth Tottingham* died in the Life-Time of the said Testator, and soon after the Death of the said Testator his Will was proved in the Prerogative Court of *York* by *Hugh Thomas*, Doctor in Divinity, Master of *Christ-College* in the University of *Cambridge*, appointed Executor thereof on the Contingency of the Death of the said *Elizabeth Tottingham* as aforesaid.

And whereas an Information and Bill was exhibited in the Court of Chancery, in the Name of His Majesty's Attorney General, at the Relation of the Masters of *Christ-College*, and *Gonville and Caius-College* in *Cambridge*, the President of the College of Physicians, the Treasurer of the Society of *Lincoln's-Inn*, the Master of the *Charter-House*, and the said Governors of *Chelsea* and *Greenwich* Hospitals as Informant ; and also in the Names of the said Doctor *Hugh Thomas* and others, as Complainants against the said *Catherine Tancred*, *Dorothy Lambert*, *Ann Tancred*, *Elizabeth Dobson*, and *Ursula Tancred* and others, Defendants, for confirming and establishing the said Charitable Donation, and by a Decree made in the said Cause on the Eighth Day of *November* One Thousand Seven Hundred and Fifty-seven, and since duly inrolled, after stating or setting forth the said Settlement and Will of the said *Christopher Tancred* herein before recited or referred to : It was ordered and decreed, that the said Indentures of Lease and Release of the First and Second Days of *June*, One Thousand Seven Hundred and Twenty-one, should be established, and the Trusts thereof performed ; and it was declared that the said Will of the said *Christopher Tancred*, was well proved, and that the Devise therein of the additional Lands and Hereditaments for the Benefit of Twelve Pensioners and Four Students in Law, was void, by the Statute of Mortmain ; and that the said Testator did not intend to devise Lands and Hereditaments to any of the Fellows and Scholars mentioned in his Will, in their natural Capacities : And it was further declared, that the Residue of the Devises and Trusts in the said Testator's Will, and in particular the Devise of the Freehold Messuage or Tenement in *Newmarket*, in the County of *Cambridge*, to the Master and Fellows of *Christ's-College* were good Limitations and Appointments for the charitable Purposes therein mentioned : And it was ordered and decreed that the same should be established and carried into Execution : And it was further ordered, that Mr. *Burroughs* one of the Masters of the said Court should enquire whether the said Testator was at the Time of his Death seized of any, and what Lands or Hereditaments lying

in the Parish of *Mynskip*, and state the same to the Court; and the Court reserved the Consideration of the Title to the Tythes of *Mynskip* till after the said Master should have made his Report; and the said Master was directed to make a separate Report as to the said Enquiry: And it was further ordered, that it should be referred to the said Master, to approve of proper Trustees for the said respective Charities; and that the Defendants the Coheirs of the said Testator, and all other proper Parties should join in Conveyances to such Trustees of the several Estates comprized in the said Deeds and Will (except the Advowson of *Whixley*, which the Court was of Opinion did not pass by the said Deeds and Will) to the Uses and upon the Trusts therein contained and then established, and the said Master was to settle such Conveyances: And it was further ordered that the said Master should also consider of a proper Scheme for the immediate and subsequent Elections of the several Objects to take the Charity under the said Deeds and Will, and state the same with his Opinion thereon to the Court.

And whereas by a subsequent Order of the said Court made in the said Cause on the First Day of *November*, 1758, it was declared that the Tythes of *Mynskip* which the said *Christopher Tancred* at the Time of his Death held by Lease for Twenty-one Years from the Dean and Chapter of *York* were to be considered as well devised, together with the Messuage and Croft there, to the Trustees appointed by the said Testator's Settlement, and referred to by his said Will, and should be applied in the same Manner with the other Trust Estates devised to them: And it was further ordered, that the said Doctor *Thomas* the Executor of the said Testator, in whose Name the said Lease had been renewed, should assign the same to the said new Trustees to be approved by the Master, to whom the said Cause was referred, as in and by the said Settlement, Will, and Decree and Orders of the Court of Chancery, herein before recited or referred to may more fully appear.

And whereas though it appears to have been the Intent and Meaning of the said *Christopher Tancred* the Testator, that his Manor of *Whixley* and other his Lands, Tenements and Hereditaments in the County of *York*, should be vested in the said Master of *Christ-College*, the Master of *Gonville and Caius-College*, the President of the College of Physicians, the Treasurer of the Society of *Lincoln's-Inn*, the Master of the *Charter-House* or *Sutton's-Hospital*, the Governor of *Chelsea Hospital*, and the Master, but commonly called Governor of *Greenwich Hospital*, and their Successors, in their said Places respectively, in Perpetuity for the Charitable Uses and Purposes aforementioned; yet it is apprehended, that the Conveyances directed by the said Decree to be made, cannot be properly and effectually made to them for that Purpose, in regard that they and their Successors, in their said several Offices and Places respectively, being neither a Body Politic or Corporate, are incapable of taking and holding such Estate and Interest in the Premises, as were intended by the said Testator, to be vested in them for perpetuating the said Charity, and as it seems to be

be reasonable and expedient that the Persons, who by the said Settlement and Will are intended and directed to have the Disposition and Distribution of the said charitable Donation, should also be invested with and have the Power and Management of the Lands, Estate and Hereditaments which are given and appropriated as a Fund for the said charitable Uses and Trusts: And as several of the Directions given by the said Settlement and Will, as well concerning the Election of the Persons intended to be Objects of the said Charity, as for the Management thereof are defective, and it will be for the Benefit of the said Charity, that some of the Directions and Powers contained in the said Deeds and Will, should be enlarged and varied, and it is apprehended that the said Charity may be more effectually carried on, supported, and continued to answer the Intention and Meaning of the Donor, by vesting the Fund for, and the Power, Distribution and Management of the said Charity in Trustees, to be incorporated and made a Body Politick with perpetual Succession, under and subject to such Provisions and Regulations as shall by the Wisdom of Parliament be thought requisite and necessary for the Support and Management of the said Charity: ~~Wherefore~~ to the End and Intent that the said charitable Donation, so manifestly tending to the Encouragement of useful Knowledge and Learning, may be the better supported, managed and continued,

May it please Your MAJESTY,

At the humble Petition and Request of *Hugh Thomas*, Doctor in Divinity, Master of *Christ College* in the University of *Cambridge*, *Sir James Burrough*, Knight, Master of *Gonville and Caius-College* in the same University, *Thomas Reeve*, Doctor of Physic, President of the College of Physicians; *John Pollen*, Esquire, Treasurer of the Society of *Lincoln's-Inn*; *Samuel Salter*, Doctor in Divinity, Master of the *Charter-House*, or *Sutton's-Hospital*; *Isaac Townsend*, Esquire, Master, but commonly called Governor of the Royal Hospital at *Greenwich*; and *Sir Robert Rich*, Baronet, Governor of the Royal Hospital at *Chelsea*, That it may **Be Enacted and be it Enacted** by the King's Most Excellent MAJESTY, by and with the Advice and Consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled, and by the Authority of the same, That the Masters of *Christ-College* and *Gonville and Caius-College* in the University of *Cambridge*, the President of the College of Physicians in *London*, the Treasurer of the Society of *Lincoln's-Inn* in the County of *Middlesex*, the Master of the *Charter-House*, or *Sutton's-Hospital* in *London*, the Governor of the Royal Hospital at *Chelsea*, and the Master, commonly called the Governor of the Royal Hospital at *Greenwich*, respectively for the Time being and their Successors in the said Offices and Places respectively, shall be and they are hereby declared and adjudged to be one Body Corporate and Politick in Deed and in Name, by the Name, Title and

Designation of the Governors and Trustees of *Tancred's* Charities; and by that Name and Title shall have perpetual Succession and a Common Seal, with Power to change, alter, break and renew the same from time to time, as they shall judge expedient; and that they and their Successors by the Name, Style and Title aforesaid, shall be able and capable in Law to have, hold, receive, enjoy, possess and retain to them and their Successors, all and every the said Manor or Lordship, Rectory, Lands, Tenements, Tythes, Hereditaments and Freehold and Leasehold Estates in the County of *York*, given, granted, devised, limited and conveyed respectively, in and by the Settlement and Will of the said *Christopher Tancred* as aforesaid (except the Advowson of the Church of *Whixley*) to and for the charitable Uses and Purposes mentioned, expressed and declared in the said Settlement and Will of the said *Christopher Tancred*, and by the said herein-before recited Decree established; subject nevertheless to the Powers and Provisoos herein-after expressed and declared. And that they and their Successors by the Name aforesaid, shall and may sue and be sued, implead and be impleaded, answer and be answered unto in any Court or Courts of Record or elsewhere; and do and execute all and singular other Matters and Things that shall be incident to the Trust in them reposed or intended to be reposed, or that shall be incumbent upon and belong to them, to be done, executed and performed in and about the Premises, in pursuance of and under the Authority of this Act.

And it is hereby further Enacted and declared, That the Master of *Christ*-College in the University of *Cambridge*, the Master of *Gonville* and *Caius*-College in the same University, the President of the College of *Physicians*, the Treasurer of the Society of *Lincoln's-Inn*, the Master of the *Charter-House* or *Sutton's Hospital*, the Governor of the Royal Hospital at *Chelsea*, and the Master, but commonly called the Governor of the Royal Hospital at *Greenwich*, respectively, the Constituent Members of the Body Politic, incorporated by this present Act, and Governors and Trustees of the said Charities for the Time being, or the major Part of them, shall and may, and they are hereby authorized, empowered and required to assemble and meet together in the common Dining-Hall of *Lincoln's-Inn* aforesaid, on the _____ Day of _____

One Thousand Seven Hundred and Sixty-two, between the Hours of Ten and Twelve in the Forenoon, and for the putting this Act in Execution, shall and may adjourn themselves from time to time, and meet and assemble together by Adjournment or otherwise, at the same or any other Place for the Purposes of this present Act; and that the said Governors and Trustees so assembled as aforesaid, or the major Part of them, shall, and may, and they are hereby authorized and required at such their first or any subsequent Meeting, to nominate, elect and appoint Twelve Students, (to be called *Tancred's* Students) qualified as in the said Settlement, is in that behalf mentioned, expressed and required: And also that the said Governors and Trustees, or the major

major Part of them so assembled as aforesaid, shall, and may, and they are hereby authorized and required at their said first or any subsequent Meeting, to nominate, elect and appoint Twelve Persons qualified, as in the said Settlement, is in that behalf mentioned and required to be called TANCRED's PENSIONERS, and to be admitted into, and to reside and be maintained in the said Hospital to be called TANCRED's HOSPITAL, and also shall and may appoint a proper Person to be their Clerk, to enter an Account of their Proceedings in a Book to be kept for that Purpose, and allow him such Salary, Wages or Reward for his Pains and Labour, and also remove and discharge such Clerk from time to time, and appoint another in his Place, as to the said Governors and Trustees, or the major Part of them shall from time to time seem proper and requisite.

And it is hereby further Enacted, by the Authority aforesaid, that the said Governors and Trustees, or the major Part of them, shall and may, and they are hereby authorized and empowered, by Instrument or Writing under their common Seal, at any Time after the Manor, Lands, Tenements, Tythes, Hereditaments and Premises, in the County of York, given, granted, devised, limited and conveyed in and by the said Settlement and Will, shall be vested in them to nominate and appoint a proper Person to be Steward or Receiver of the Rents and Profits of the said Premises, and to allow him such a Salary, Reward or Wages, as to them the said Trustees, or the major Part of them, shall seem reasonable and meet, and at their Discretion, from time to time, to remove or discharge such Steward or Receiver, and also from time to time, upon the Death or Discharge and Removal of any such Steward or Receiver, to nominate or appoint another Person in the Place, Stead or Office of the Steward or Receiver so dying or discharged and amoved; and also that it shall and may be lawful to and for the said Governors and Trustees, or the major Part of them, from time to time, by Instrument or Writing under their common Seal, to make, constitute, ordain, prescribe and appoint such Rules, Orders, Provisions and Directions, as well for the Election of Students and Pensioners, to be from time to time admitted into, and to be the Partakers of the said charitable Donation, as for the Removal or Discharge, from time to time, of any such Student or Pensioner, for reasonable Cause, as also for the better Conduct, Government, Management, Disposition, Distribution and Regulation of the said Charities, and the several Objects thereof, as to the said Governors and Trustees, or the major Part of them, shall from time to time seem proper, requisite and expedient.

And whereas it is apprehended, that the yearly Rents, Produce and Income of the Manor, Lands, Tenements, Tythes and Hereditaments, given, granted, devised, limited and conveyed, in by the said Settlement and Will, will fall short and be deficient to answer and satisfy the several Pensions and other Payments, charged upon and payable out of the same, and other the charitable Uses and Purposes directed by the said Settlement and Will.

Now

Now it is hereby further Enacted, that it shall and may be lawful to and for the said Governors and Trustees, so hereby incorporated as aforesaid, or the major Part of them, and they are hereby authorized and impowered, at any time after the said Manor, Lands, Tenements, Tythes and Hereditaments, given, granted, devised, limited and conveyed in and by the said Settlement and Will, shall be vested in them, to dispark the said Park, called *Whixley Park*, and to sell and dispose of the Stock of Deer therein, and to convert the Ground and Soil of the said Park into Arable, Meadow or manurable Land, and to demise, lease, lett and sett the same unto any Person or Persons, at the best and most improved yearly Rent or Rents, that they can reasonably get for the same, any thing in the said Settlement or Will, or in this present Act contained, to the contrary notwithstanding.

And whereas the yearly Pension, Steward or Allowance of Ten Pounds *per Annum*, in and by the said Settlement appointed for, or directed to be paid to the Curate of *Whixley* aforesaid, is not equivalent to the Duty and Service thereby enjoined and required or appointed; and the several yearly Sums to which the Wages, Salaries and Allowances, to the Cook and Maid Servants, directed to be employed and kept in the said Hospital, are restrained and confined as aforesaid, will be found insufficient for the Purposes intended by the said *Christopher Tancred*, and the said *Christopher Tancred* hath not by his said Settlement or Will, made any Provision for the Board or Maintenance of the said Maid Servants, It is therefore hereby further Enacted, by the Authority aforesaid, That it shall and may be lawful to and for the said Governors and Trustees, for the Time being, or the major Part of them, to make such Allowance, from time to time, for the Board and Maintenance of three Maid Servants, so to be employed and kept in the said Hospital, and also to augment the Annual Pension, Steward or Payments to the Curate of *Whixley*, for the Time being, for the Duty required to be done by him as aforesaid; and also to the Cook, for the Time being, for the Board of the said Pensioners, and likewise to the three Maid Servants for their Service in the said Hospital respectively; and also from time to time to lessen, decrease and reduce such Allowances, or any of them, in such manner as to the said Governors and Trustees, or the major Part of them shall seem requisite, necessary or expedient.

And whereas the said *Christopher Tancred*, having by his said Will declared, That if the late Act of Parliament for preventing the Disposition of Lands whereby the same become unalienable, should any way impede the Lands and Hereditaments thereby devised to the said twelve Students and twelve Pensioners, from taking Effect, then and in such Case he devised and gave all and singular the said Lands and Hereditaments, not limited by the said Settlement, to the said thirteen Fellows of *Christ-College* in *Cambridge*, and to the Fellows of *Gonville* and *Caius-College* in *Cambridge*, and to the Scholars of both the said Colleges, each Fellow to have a double Proportion yearly of the said Rents and Profits, to every Scholar of each of the said two Colleges,

And

And whereas by the said Decree of the Court of Chancery, it being declared, That the said Devise of the additional Lands and Hereditaments, for the Benefit of twelve Pensioners and four Students in Law, is void by the Statute of *Mortmain*; and that the Residue of the Devises and Trusts in the said Testator's Will, were good Limitations and Appointments for the Purposes therein mentioned; and it being ordered and decreed, that the same should be established and carried into Execution.

And for as much as it would be inconvenient, difficult and expensive to and for the said Governors and Trustees to apportion, distribute and pay the Shares and Proportions of the Rents and Profits of the said Lands and Premises, payable and belonging to the said Fellows and Scholars of the said two Colleges respectively, by virtue of the said Will and Decree as aforesaid, into the proper Hands of the several Fellows and Scholars intitled to receive the same respectively. **It is hereby further Enacted**, That it shall and may be lawful to and for the said Governors and Trustees, and their Successors, to divide all such Share, Part and Proportion of the said Rents and Profits, as the said Fellows and Scholars of the said two Colleges, are or shall be intitled unto respectively, into two equal Parts or Shares, and to pay, or cause to be paid, one equal Moiety thereof, into the Hands of the Bursar of *Christ-College* aforesaid, for the Time being, for the Benefit of the said Fellows and Scholars of the same College, intitled to the same respectively, and the other Moiety, thereof unto the Bursar of *Gonville and Caius-College* aforesaid, for the Time being, for the Benefit of the Fellows and Scholars of that College respectively, and that such Payment to the said Bursars as aforesaid, shall be deemed for ever hereafter as good and valid in Law, as if the same had been made to each of them the Fellows and Scholars of the said two Colleges, intitled to the same respectively.

And whereas the Time appointed by the said *Christopher Tancred* in his said recited Settlement, for the Annual *Latin* Speeches to be made in Commemoration of the said Charity, on the Anniversary of his Death, will fall out on the Twenty-first Day of *August* yearly, and which is apprehended to be at a Season very inconvenient and not proper or suitable for that Purpose.

It is therefore hereby further Enacted, That it shall and may be lawful to and for the Master and Fellows of *Christ-College* and *Gonville and Caius-College* respectively, annually to appoint one of the said Four Students to be educated in their several Colleges respectively (instead of the Speeches directed to be made on the Anniversary of the Death of the Donor as aforesaid) to make Speeches in *Latin* in the public Halls in the said Colleges respectively, in perpetual Remembrance of the said Charity upon the Day of _____ in every Year, or on such other Day as the said Master and Fellows of each of the said Colleges respectively shall for that Purpose appoint; and that it shall and may be likewise lawful to and for the Treasurer of the Society of *Lincoln's-*

Inn aforesaid, for the time being, annually to appoint one of the said Four Students to be educated in the Society of *Lincoln's-Inn* aforesaid, to make a Speech in *Latin* in the public Dining Hall of the said *Inn*, in perpetual Remembrance of the said Charity on the Day of *St. Nicholas* in every Year, or on such other Day as such Treasurer shall for that Purpose appoint, instead of making such Speech upon the Anniversary of the Death of the said *Christopher Tancred* the Donor as aforesaid.

And be it further Enacted by the Authority aforesaid, that the Expences and Charges of passing this present Act of Parliament, and all other necessary or incident Expences and Charges which the said Governors and Trustees have been, or they and their Successors at any time hereafter shall or may be put unto by reason of the Trust hereby, or by the said Settlement or Will reposed and vested in them, shall be defrayed and paid out of the said Trust Estate.

Provided always, That nothing herein contained shall prejudice, impeach or defeat the Annuities of Twenty Pounds a Year a Piece, given by the Will of *Christopher Tancred*, Father of the said *Christopher Tancred*, unto his Daughters therein named, for their respective Lives, or any of them, or any Remedies, Powers and Provisions for securing and recovering the same respectively.

Provided always, That nothing in this Act contained, shall give or be construed to give any greater Force, Effect or Duration to the Settlement and Will of the said *Christopher Tancred*, or the Charities thereby intended to be established, or any of them, to the Prejudice of any Right which the Heirs at Law of the said *Christopher Tancred*, now have or hereafter may have to the Manor, Lands, and Premises in the said Settlement and Will contained, or any of them, but that the said Heirs at Law shall be at Liberty to assert their Right, to all or any Part of the said Premises, by such legal Ways and Means, and have the Benefit of the same Objections to the said Settlement and Will, and to the said Charities or the Duration thereof, as they could or might have done, or could or might have had in case the said Master of *Christ-College*, the Master of *Gonville and Caius-College*, the President of the College of Physicians, the Treasurer of the Society of *Lincoln's-Inn*, the Master of the *Charter-House* or *Sutton's-Hospital*, the Governor of the Royal Hospital at *Chelfea*, and the Master, but commonly called the Governor of the Royal Hospital at *Greenwich* respectively, for the Time being, and their Successors in the said Offices and Places respectively had not been incorporated, and as if this Act had never been made.

Saving always to the King's most excellent Majesty, his Heirs and Successors, and to all and every other Person and Persons Bodies Politic and Corporate, his, her, and their Heirs, Executors, and Administrators, (other than and except the several Persons claiming any Use, Estate, Trust, Interest, Benefit or Advantage, of, in, to, or out of the said Manor, Rectory, Messuages, Lands, Tenements, Tythes, Hereditaments and Premises herein before-mentioned, or any Part

Part thereof respectively, by virtue of or under the Settlement or Will herein before respectively recited or referred to) all such Estate, Right, Title, Interest, Claims and Demands whatsoever, either in Law or Equity, of, in, to, or out of the same respectively, as they, every, or any of them had before the passing this Act, or could or might have had and enjoyed in case this Act had not been made.

And it is hereby further Enacted and declared, That this Act shall be deemed and taken as a Public Act, and Notice shall be taken thereof as such in all Courts of Law and Equity, or else where, and the same shall and may be given in Evidence on the Trial or Hearing of any Issue or Cause whatsoever, without specially pleading the same.

any time hereafter shall or may be put into effect and vested in them, hereby, or by the said Settlement or Will recited and vested in them, shall be delayed and paid out of the said Trust Estate.

Provided always, That nothing herein contained shall prejudice, impeach or defeat the Annuitant or Twenty Pounds a Year a Piece, given by the Will of Christopher Jackson, Father of the said Christopher Jackson, unto his Daughter therein named, for their respective Lives, or any of them, or any Remedies, Powers and Provisions for securing and recovering the same respectively.

Provided always, That nothing in this Act contained, shall give or be confined to give any greater Force, Effect or Duration to the Settlement and Will of the said Christopher Jackson, or the Charities thereby intended to be established, or any of them, or the Provisions or any Right which this Act of the said Christopher Jackson, now have or hereafter may have to the Manor, Lands, and Premises in the said Settlement and Will contained, or any of them, but that the said Heirs at Law shall be at Liberty to assert their Rights to all or any Part of the said Premises by all legal Ways and Means, and have the Benefit of the same Objections to the said Settlement and Will, and to the said Charities or the Duration thereof, as they could or might have done, or could or might have had in case the said Master of Christ College, the Master of Jesus and Saint Catherine College, the President of the College of Physicians, the Tutor of the Society of Lawyers, the Master of the Charter House, the Master of the Society of the Royal Hospital, the Governor of the Royal Hospital at Greenwich, and the Master, but commonly called the Governor of the Royal Hospital at Greenwich, respectively, for the Time being, and their Successors in the said Offices and Places respectively had not been incorporated, and as if this Act had never been made.

Reading always to the King's most excellent Majesty, his Heirs and Successors, and to all and every other Prince and Person, Bishop, Prelate, and Ecclesiastic, and to all and every other Person claiming Administration (other than and except the several Persons claiming any Use, Estate, Trust, Interest, Benefit or Advantage, of, in, to, or out of the said Manor, Rectory, Messuages, Lands, Tenements, Tythes, Hereditaments and Premises herein before mentioned, or any Part

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For Incorporating the Trustees
named in the Settlement and
Will of Christopher Tancred,
Esquire, deceased, and to en-
able them to take the Estate late
of the said Christopher Tan-
cred, to them and their Suc-
cessors, in Perpetuity for the
Charitable Uses in such Settle-
ment and Will, and for the
better Management of the
Charity.